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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

DAN L. WHITNEY, JANET R. HADLEY,  
MARGARET A. KORNOW-BROWN, ERIC  
BRELLE,

Plaintiffs,

vs.

CHARLES WURTZ, VERISCAPE, INC.,  
RENEE TADLOCK, REGINA RYGELIS,  
WILL ARNTZ, SAM JACOB, GARY  
BERKOWITZ, BRIAN ROE, and DOES 1  
TO 20, inclusive,

Defendants.

AND RELATED CROSS-ACTIONS.

CASE NO. CO405232

STIPULATION AND ORDER  
EXTENDING TIME FOR  
PLAINTIFFS' AND DEFENDANTS'  
DESIGNATION OF EXPERTS WITH  
REPORTS AND EXTENDING TIME  
FOR EXPERT DISCOVERY  
CUTOFF

STIPULATION

This Stipulation is entered into by and between plaintiffs, DAN L. WHITNEY, JANET R.  
HADLEY, MARGARET A. KORNOW-BROWN and ERIC BRELLE, and defendants, CHARLES

1 WURTZ, VERISCAPE, INC., REGINA RYGELIS, GARY BERKOWITZ, BRIAN ROE, RENEE  
2 TADLOCK and WILL ARNTZ, by and through their attorneys of record herein with reference to  
3 the following facts:

4 1. Pursuant to the Case Management Conference Order dated December 4, 2006,  
5 plaintiffs' designation of experts and experts' written reports were be filed and served on April 13,  
6 2007. Defendants' designation of rebuttal experts and written expert reports are to be filed on April  
7 27, 2007.

8 2. Plaintiffs' expert designations and what are purported to be expert reports were fax  
9 served one day late, on April 16, 2007, because counsel was in a jury trial.

10 3. Defendants herein contend that plaintiffs' purported experts' reports do not comply  
11 with the provisions of Rule 26(2)(B) of the Federal Rules of Civil Procedure, and as a result, they  
12 are unable to properly designate experts and prepare expert reports.

13 4. In view of the foregoing, and in the interests of judicial economy, it will be in the best  
14 interest of all parties and the proceedings herein, to extend the time for filing and service of  
15 plaintiffs' and defendants' designations of experts with reports and also to extend the time for expert  
16 discovery cutoff.

17 WHEREFORE, IT IS HEREBY STIPULATED by and between plaintiffs, DAN L.  
18 WHITNEY, JANET R. HADLEY, MARGARET KORNOW-BROWN and ERIC BRELLE and  
19 defendants, CHARLES WURTZ, VERISCAPE, INC., REGINA RYGELIS, GARY BERKOWITZ,  
20 BRIAN ROE, RENEE TADLOCK and WILL ARNTZ, by and through their counsel as follows:

21 A. Plaintiffs' designation of experts with reports in compliance with Rule 26(2)(B) shall  
22 be served and filed on or before May 11, 2007.

23 B. Defendants' designation of experts with reports in compliance with Rule 26(2)(B)  
24 shall be served and filed on or before June 1, 2007.

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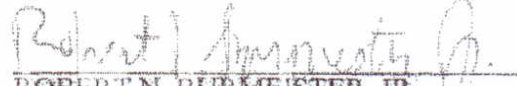
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1 C. Expert discovery cutoff shall be extended to July 20, 2007.

2 DATED: April 26, 2007

  
ROBERT N. BURMEISTER, JR.  
Attorney for Defendants, Veriscape, Inc.;  
Charles Wurtz; Regina Rygelis; Gary  
Berkowitz, Brian Roc and Renee Tadlock

6 DATED: April 26, 2007

  
DAVID R. BECK  
Attorney for Plaintiffs, Dan L. Whitney,  
Janet R. Hadley, Margaret A. Kornow-  
Brown and Eric Brelle

10 DATED: April 26, 2007

  
JEFFREY S. KRAVITZ  
Attorney for Defendant, Will Arntz

12 ORDER


13 IT IS HEREBY ORDERED that:

14 A. Plaintiffs' designation of experts with reports in compliance with Rule 26(2)(B) shall  
15 be served and filed on or before May 11, 2007.

16 B. Defendants' designation of experts with reports in compliance with Rule 26(2)(B)  
17 shall be served and filed on or before June 1, 2007.

18 C. Expert discovery cutoff shall be extended to July 20, 2007.

20 DATED: 4/27/07

  
PATRICIA TRUMBULL  
Judge of the United States District Court